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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/729,047	12/05/2003	Jonathan R. Matias	3968.094	9308

30448 7590 11/15/2007
AKERMAN SENTERFITT
P.O. BOX 3188
WEST PALM BEACH, FL 33402-3188

EXAMINER

LEVY, NEIL S

ART UNIT	PAPER NUMBER
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1615

MAIL DATE	DELIVERY MODE
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11/15/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10729047	12/5/03	MATIAS, JONATHAN R.	3968.094

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NEIL LEVY

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1615	20071109

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Commissioner for Patents

The timely submission under 37 CFR 1.129(a) filed on 9/04/07 is not fully responsive to the prior Office action because

claims 23-28 are now drawn to articles, undesignated, and not before presented, classified in class 114/140, for claim 23-27, and claims 424/409 for claim 28.

Applicant should cancel claim 23-28 and reinstate elected invention, at which point rejections will be reinstated if appropriate and made final.

Since the submission appears to be a bona fide attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

NEIL LEVY
Primary Examiner
Art Unit: 1615